SKIP OUT

For Lack Of Law Will To Detain a Debtor. Today.

Judge De Bolt rendered an important ruling yesterday. If upheld by the Supreme Court it means that there is no legal means of holding a debtor within the jurisdiction of the courts even while a case is pending against him. When the old Hawaiian passport law was abolished, it left an omission in the local statutes which has never been supplied.

Under that law anyone intending desparture from the country was required to obtain a passport at the custom house. A ship carrying away a passenger without a passport was liable to a heavy penalty, as was also its master personally. After a passport was issued it might be stopped through police authority upon a number of grounds, among these being that one was under accusation of an offense against the laws, that he was a necessary party to a civil proceeding then pending in the courts, or that he swed debts in the Hawalian Islands. Anybody could stop a passport by making an affidavit in time saying that the holder of it was within the category of reasons why one should not be permitted to depart.

Notwithstanding that security or good faith had to be given by one stopping a passport, there were abuses of the system and the victims were often too ignorant or poor to have the agents thereof prosecuted. In those days the stopping of a passport was a spicy news incident in proortion to the prominence of the person taken off a vessel by the police.

imagined, worked the passport law for all it was worth. In consequence of alleged abuses there was a perened, but the mercantile interests always had influence enough to prevent that object. Finally, it went out with the Organic Act.

The ruling by Judge De Bolt was in the case of Oahu Building and Lumber Co. against C. Din Sing and oth-Sing from leaving for China, as it was do. J. A. Magoon appeared for plain-tiff and Lorrin Andrews for defendants, they argued the question on re turn of an order to defendants to show At the outset the court stated its belief that the writ could not be confirming this view conclusion of argument by denying the

BRIEF NOTES.

Charles Blake denies the causes for divorce alleged by his wife Harriet In her libel. Ten appeals in civil cases were sent

from the District Court of Honolulu, in one bunch, yesterday morning.

VIDA'S SALOON CLOSED BY SHERIFF

The California Saloon, of which Representative Henry C. Vida is the proprietor, was taken possession of by High Sheriff Brown yesterday on foreclosure of mortgage held by W. C.

Suit for foreclosure was begun by Peacock & Co. against H. C. Vida and Emma W. Vida. The amount claimed by the plaintiff is \$4,909.29 with interest. e court is asked to appoint a receiver to take possession of the property and to order it sold. It is further alleged that the property in the saloon is inadequate to cover the amount of

the indebtedness. An affidavit made by J. G. Rothwell, treasurer of the plaintiff company, says "The said mortgaged property is not worth more than \$2500, that the said Henry C. Vida has failed to pay the license fee required by the treasurer of the Territory of Hawaii to conduct the business on the said mortraged premises; that the said H. C. Vida has failed to pay said license fee or make any provision for the payment of the same; that the said treasurer has threatened to close said business conducted upon said premises unless said license fee is immediately paid; that the said H. C. Vida, the defendant named in said petition has declined to pay aforesaid indebtedness and seems financially able to do so; that great waste and injury threatens the security of the petitioner named in said mortgage."

EXECUTION

Take Place Sharp at Noon

Tanbara Gisaburo, doomed to face the death of a felon today, looked better as his last sun was falling low than he had appeared at any time since brought ashore from the vessel whose captain he slew. This is the view taken of him late yesterday afternoon by District Attorney Breckons, who accompanied Marshal Hendry to Oahu prison when the latter went there to settle preliminary details for the execution.

"Do you know me, Tanbara?" Mr. Breckens asked the prisoner.

"Yes, you are the United States court," Tanbara answered in clear English.

At 12 noon precisely the death warrant will be read and interpreted to Tanbara in the condemned call, Immediately at the conclusion of that ceremony of law, the prisoner will be led to the gallows in the prison pard and at once prepared for suffering the last penalty. Although Mr. Breckons does not think he needs an interpreter to understand the warrant, Tanbara will be provided with one in the cell.

If Tanbara desires a minister of religion to attend him in his last moments, one will be allowed to say a prayer after the noose and the black cap have been adjusted. At the close of the prayer the trap will be sprung.

Nobody will ever know what man hanged Tanbara Gisaburo. Down in the basement of the prison, out of sight of the scaffold, three electric buttons are installed. Two of them are dead and the remaining one when Professional collectors, it may be pressed service a current of electricity through a concealed wire, causing the play of mechanism that releases the bolt holding up the trap. At a signal nial agitation to have the law repeal- from Warden Henry the three men will simultaneously each press a button.

When the physicians in attendance contract labor and other things under have pronounced Tanbara dead, the body will be delivered to the Japanese clergyman for Christian burial.

Those admitted to the execution will consist of any of the jury that coners. Plaintiff had applied for a writ consist of any of the jury that consof ne exeat regno to prevent C. Din victed the prisoner who may choose to attend, officers of the Federal court. alleged in the petition he intended to representatives of the Territorial police, prison officials, physicians, clergyman, undertaker and reporters,

TANBARA'S RELIGION.

It has been publicly stated that Tanbara, the Japanese murderer, was years ago a Christian, but this story has no foundation in fact. The truth of the case is that he comes of a very ardent Buddhist family and that up to the time of his arrest he was an enthusiastic devotes of the Hokke sect of Buddhists. A few weeks after his entrance into Oahu prison he heard for the first time about Christianity. He had been meditating suicide and undoubtedly would have tried to make away with himself if it had not been for the restraining influence of Christian teaching. Having given evidence of an honest change of heart he was baptized December 24, 1902, two days before he was to have been executed. Being but a child in the faith he confesses that at that time he faced death with real inward dread. Since then during the months of waiting he has continued to give evidence of true con-

Some days ago when Warden Henry asked whether he would like anything special to eat, he declined to express a wish and subsequently it transpired that he felt it would be imposing upon the warden's generosity to accept more from him. He feels that his punishment is just, that he ought to die and is ready without fear to suffer the law's penalty. His choice of Scripture passages when his pastor, Rev. Mr. Motokawa, visits him and his general bearing and words convince all who come in contact with him that he is a changed man and that he sincerely trusts the promises of Jesus Christ to save even the worst, among whom he counts himself. Yesterday the Japanese papers published his brief farewell words in which he thanks Warden Henry for his consistent courtesy and expresses the feeling of all the prison inmates in view of the strict discipline, impartial justice and yet kindly rule of that faithful public ser-

vant.

NEWS NOT FOUND IN THE CALIFORNIA FILES

(ASSOCIATED PRESS MAIL SPECIAL.)

this morning there seemed to be noth- | Pittencrieff Park, Andrew Carnegie ex ing but vibrating sounds, so penetrat- plained the objects he had in view in ing were the strokes of the bells of about 500 churches which, all ringing which is to attempt to introduce into together, absorbed all other noises. The the monotonous lives of the toiling ringing was in honor of the election masses of Dunfermline more of sweetof Pius X .- a welcome unique of its kind and ordered by Cardinal Resphigi, Vicar of Rome, who issued special instructions therefor. All the churches contemporaneously celebrated masses for the event, the intoning of the Or -mus combining with the harmony. The bells involuntarily served another purpose, that of ringing in the great ceremony of the reception of the diploma- he had provided for this experiment in tic body accredited to the Holy Sec. his will more than twenty years ago, Rome has lately been surfeited with Vatican functions, but that of this morning was so striking that it held its own with the others.

The members of the Sacred College gathered before the hour set for the ceremony and held a kind of informal reception, the conclave, short as it was, having brought them cordially together. A procession was then formed. First came the Swiss Guards, which gives a peculiar mediaeval spicitar to all papal gatherings; then the Palatine Guard, followed in irregular ranks by the whole Pontifical Court, in its multiform and multi-colored costumes, the Cardinals in all the gorgeousness of their scarlet tobes, and the Bishops, scarcely less striking in their purple. The Pope, in spotless white, his grey hair in harmony with his whole attire, and surrounded by the Noble Guard, who always remain near his person, went on foot, just as the others. 'The procession having gained the Hall of the Throne, where the members of the diplomatic body were gathered, Senhor d'Antas, the Portuguese Ambassador, the dean of the corps, read in a clear voice the collective greeting of his colleagues, presenting their homage to the new Pope and assuring him of their fidelity. Plus X. answered with great cordiality, thanking them heartly for their good wishes. All then kissed his hands, and the Pontiff took this opportunity of speaking personally to each, showing a knowledge of the politics of the ited with taking small interest in affairs outside of Italy. It was another surprise to them to hear him speak French, if not fluently, at least with a certain readiness. Altogether, the whole audience gave promise of a new era of international cordiality at the

ROME, Aug. 6 .- The coronation ceremonies will be performed at St. Feter's on Sunday, according to a rite \$14,000. dating from the latter part of the fourfeenth century. As the Pope enters the church a clerk of the papal chape! holds up before him a reed surmounted by a handful of flax. This is lighted; it flashes up for a moment, and then dies out at once, as the chaplain chants:

"Pater Sancte, Sic Transit Gloria Mundi." (Holy Father, thus passeth away the world's glory.)

This is done three times. The mass is then begun as usual, but before the of the Pontiff-elect is announced by three Cardinal Bishops, each of whom recites a prayer over him. After the collects come the so-called Laudes, that is, the three-fold supplications to God for the welfare of the new Pope. The coronation itself takes place after tico of St. Peter's overlooking the great plazza. The Cardinal Deacon takes off the mitre, which until now the Pope has worn, and then the senior Cardiral Deacon (Mucchi) places the tiara on his head, and all the people cry out "Kyrle Eleson."

The Pope reckons his pontificate from his coronation day, although, of course, he is Pope from the day of his election. CARNEGIES GIFT TO DUNFERM-

LINE. LONDON, Aug. 6.-In handing over to fifteen representative citizens of his native town. Dunfermline, who were his guests at Skibo Castle early this week, a trust deed transferring to them \$2,500,000 in 5 per cent bonds of the

ROME, Aug. 6.-During one full hour United States Steel Corporation, and these words:

"It is an experiment the chieft of ress and light: to give them, especfally the young, some improvement, some elevating conditions of life which their residence essewhere would have denied as that a child in his native town will feel, however far he may have roamed, that simply by virtue of being such, his life has been made bappier and better."

Mr. Carnegie proceeded to say that but his retirement from business enabled him to put the scheme into oneration during his lifetime. The problem set to the trustees was "What can be done in towns to benefit the masses by money in the hands of the most public-spirited citizens?"

If it was proved that good could be done the trustees would open new fields to the rich, which, Mr. Carnegie said, he believed they would hereafter be more and more anxious to find for their surplus wealth.

Mr. Carnegie exhorted the trustees not to be afraid of making mistakes, to try many things freely, but to discuss just as freely, keeping in touch with the masses and constantly aiming to improve their tastes and to give Danfermline something beyond what was possessed by other cities.

FINANCES OF THE HAWAIIAN BOARD

The treasurer's report is not yet printed, but brief mention of the financial condition of the Board will be expected at this time. The following facts courageous they will be encouraging dispiriting. It may be fairly assumed ter in at any time.

looks bad! But if might be worse last year, when it was as high as \$19,356.00 at the beginning of the

Another thing that looks bad-is bad -is the fact that the income fell \$3,* 841.81 below the income of the preceding year. Now there are probably some reasons for this, and yet the showing

One thing to be recorded will be generally regarded as good, viz., that the lou soop 'pies st it 'Reckley' Reckley, it is soil and the loud soop 'pies st it is soil and it is so running expenses of the work were reduced over \$16,000. How good this is -spap squ on aspl squ niunque on si op must be determined by how deep into of early ew lie bus suit Ruol sign do life of our work the "cut" was made. spum used s.11 .001 lesses a sl fadT" It is painful work at the best and yet the Board has had to undertake still further the cutting and probing for the of luwn 1,000 pur Bulqikus 101 eres year to come. The result will be seen in considerable change in our working force amounting to complete reorganization of the work. The apparent savinsensation of the altar the blessing ing to the Board in dollars and cents is about \$5,000, but what the real hurt to the body is we cannot yet know.

The finances of the Missionary body present a strange problem,-perhaps a complete contradiction in terms. Business precedents would seem to limit the expenditures to the probable inthe mass, in the balcony over the por- come. Christian faith in Divine resources to carry out His plans-nothing short of universal evangelizationmakes little account of lack of funds, looking chiefly to needs. The query is, whether these two views mix success What is faith, your faith? It will be known by works, certainly. If Honolulu, or even the Central Union church, took a "faith" view of this question, there would be "works nough in the shape of subscriptions for all the needs.-The Friend.

> Among reports of Government physiclans for July, Dr. Hubert Wood of Waialua again complains of hog-pens. etc. No serious ailment has been unusually prevalent in the Territory.

Attorney General Andrews is apprehensive of a fall of plaster in his department, as the ceiling is cracking.

THIS TIME

Democratic Votes Plans Are Made By Are No Longer Wanted.

Home Rulers will not fuse with the Democrats when it comes to the county campaign. They believe that they can carry the elections without the ald of the Democrats, and charge that members of that party caused their defeat a year ago. This much was practically decided upon at a meeting of the Home Rule Central Committee held at the Maunakea street headquarters yesterday morning.

On the other hand the Democrats claim that they do not want to fuse with the Home Rulers and intend to lay back without nominating a county ticket, endorsing the men on either side as they see fit.

The Home Rule meeting held yesterday lasted four hours, At the outset over the proper representation in the meeting. It was claimed that members of the Central Committee could not hold office and vote in the Executive Committee meeting, there being members of the former committee who also belonged to the latter. The members of both committees were not allowed to vote at yesterday's meeting though it was decided that they could take part in the meetings of the Executive Committee without the right to

There was some discussion as to the plan of campaign but it was said after the meeting that it was without definite result. At the conclusion an adjournment was taken to Saturday when a date will be named for the county convention.

"It doesn't make much difference a-. oot 'il 101 Bulked ein sueeliqudest equ grants enter every week. puy 'dieq Kun moquia Sujuani ij ty there is that we are liable to get a poor class of immigrants. I have dead of talked with some of the members of will be variously interpreted. To the policys usology ploddens and the Planters' Association concerning pool 1 usoop if Jojium requ lot inq 'il the matter, but nothing definite has yet and to the down-hearted they will be 101 Aud 1,110 M separation sing smoot been done. aul. He is it is i that the Board's supporters belong to sea aspon prus "loded squ quin op parts of the United States relative to the first class, while the rest may en- of Sulphan sand 1,00% 'qoff, 'slim opportunities in Hawaii. These were siu aq paranpuos uusao ainii amon turned over yesterday to Secretary E. In the first place, there is a debt to equ ... Sunoo equ., Sunooddu tou su .M. Boyd of the Tourist Promotion

BOB DOES NOT APPROVE

the Home Rule party recently. shall Kumalae will get more Home Rule pur 'Aspassi undi issuad alum Another letter is from a farmer at Olympia, Washington. He is anxious

of the Home Pule party. for our givers appears worse when it 101 soushill sit Suisn this position of the New York is stated that one man alone gave of osnor usoliquidall is to a stated that one man alone gave of osnor usoliquidall is a stated that one man alone gave of osnor usoliquidall is a stated that one man alone gave of osnor usoliquidall is stated that one man alone gave of osnor usoliquidall is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that one man alone gave of osnor usoliquidally is stated that of osnor usoliquidally is stated to osnor usoliquidally is stated that of osnor usoliquidally is stated that of osnor usoliquidally is stated that of osnor usoliquidally is stated to osnor usoliquidally is sta the same industry in Hawaii, bolifics, as he did before his election cat as much a figure in Home Rule

Rores'..

"Who chose the candidates?" be bothered with office," the estate is settled I won't need to date. I don't want to hold office. When "No, I don't want to be a candi-"Are you going to be a candidate?" ... sur good tu the

entprise you. We will give the names tor doing this, something that might secret. We have reasons of our own "Never mind, we are keeping that a

"Who are they?" he was asked, "od HIW BOIND spready decided upon who the canditive Committee yesterday. "We have Chas Motley, treasurer of the Execu-

pont the county convention," said

CONVENTION DATE OF HOME RULERS

There will be a meeting of the Home Rulers today to pick upon a date for the Oahu county convention. prominent Home Ruler said that this convention was only a matter of form s the Home Rulers had long since deided on who their candidates are to be. Many Home Rulers are going down from Honolulu to attend Curtis Inukea's meeting. He is reported to have sent invitations to all the Republicans in Waialua to attend the meeting and join the Home Rule party.

Commissioner Lansing.

Korea, the Azores and Portugal are to be drawn upon for labor in Hawaiian cane fields. T. F. Lansing, the new immigration commissioner, is preparing advertising matter which may induce a hegira from these countries to

"I do not quite understand what my duties are to be, excepting to encourage immigration and tourist traffic," said Mr. Lansing yesterday.

"The tourist bureau will take considerable of the tourist work off my shoulders and I shall try to devote as much attention as possible to the immigration side of the office. As I understand it I am to encourage immigration of labor for agricultural purthere were some differences of opinion poses. The gederal statutes forbid the holding out of any inducements to get laborers to come. Besides there is no money for bringing laborers here.

"What I shall probably do is to prepare an advertisement setting out just what inducements there are for agricultural laborers to come to the Islands. First there is the rate of wages paid, which is for a steady job the whole year around. For men with families the advantage in the schools of the Territory will also be Whether the wages are sufshown. ficiently enticing to bring them here I do not know, but work on the plantations is steady and can be had all the year around.

"I think that Korea, the Azores and Portugal will be the countries where I shall first attempt to get laborers for the Islands. I do not know how conditions there are at present. I had thought some also of trying to work in New York, where thousands of immi-One difficul-

Mr. Lansing also received letters by diverse countries which surprised the start the year with, \$3.794.33. That oslu perond si xooli M equal to si committee. One letter received by diplomate the new Portin being grade conda, Montana, machinist who would like to settle here. He wants to know to reducent inemined one bies "les "post the demand for skilled laborers" and also says that he has \$2,000 which of odor und Asignature that the intends to invest in a home in the

to find out about the prospects for truck farming and fruit growing in the project of the food of the good of the grant another letter was re-

other letter is from a Memphis, Tenn., man who is anxious to get employment here. He is a groceryman and wants to know what the opportunities are in that line of trade. Mr. Lansing says he doesn't know

much about the small farmer possibilities yet and wants first to find out what lands there are in the Islands which are open to settlement.

Telephone Test for Wine,

PARIS, July 29 .- M. Maneuvrier. Assistant Director of the Reswich Laboratory, has discovered what he believes to be an infallible method of ascertaining to what extent a given quantity of wine has been watered.

The principle on which the method is based is the variable conductivity of different liquids, notably wine and water, and the instrument by which the tests are made is the telephone. M. Maneuvrier's ingenious application of the telephone to a special apparatus enables him to determine to what degree the liquid under observation is conductor.

Tests thus made by the help of a chart tabulating M. Maneuvrier's calculations are much quicker, easier, and less costly than chemical analysis.

His Bank a Poor One.

When a Chinaman, living in Liliha street, retired to bed last wight he banked \$80 in one of his socks and placed this under his reliew. He woke up about midnight and finding that someone had carried both hank and money away reported the affair to the police. The burglar is said to be known and will probably be arrested this morning.